

Application No. : 10/007,990
Applicant : Fischer, *et al.*
Filed : November 13, 2001
TC/A.U. : 2655
Examiner : Albertalli, Brian Louis
Docket No. : BOC9-2000-0040 (269)

Confirmation No. : 7047

RECEIVED
CENTRAL FAX CENTER

JUL 26 2005

TRANSMITTAL LETTER

Via Facsimile Transmission
Fax No. 571-273-8300 (13 Pages)

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

Please find enclosed for filing:

1. Response under 37 C.F.R. §1.116; and
2. Fee Transmittal Form.

Please charge any deficiencies or credit any overpayment to Deposit Account No. 50-0951.

Respectfully submitted,

Date: 26 July 2005

Gregory A. Nelson, Registration No. 30,577
Richard A. Hinson, Registration No. 47,652
Brian K. Buchheit, Registration No. 52,667
AKERMAN SENTERFITT
Customer No. 40987
Post Office Box 3188
West Palm Beach, FL 33402-3188
Telephone: (561) 653-5000

RECEIVED
OIPE/IAP

JUL 27 2005

(FT280348;1)

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted via facsimile transmission to MAIL STOP AF,
Commissioner for Patents at 571-273-8300 on

Date: 26 July 2005
Brian K. Buchheit, Esquire

Reg. No. 52,667

JUL 26 2005

PTO/SB/17 (10-04v2)

Approved for use through 07/31/2006. OMB 0861-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 400.00**Complete if Known**

Application Number	10/007,990
Filing Date	November 13, 2001
First Named Inventor	Fischer, et al.
Examiner Name	Albertalli, Brian Louis
Art Unit	2655
Attorney Docket No.	DE9-2000-0040 (269)

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number	50-0851
Deposit Account Name	Akerman Senterfitt

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	780	2001	385	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	530	2003	275	Plant filing fee	
1004	780	2004	385	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	5 - 20** =	2 X 200 =	400
Multiple Dependent	- 3** =		

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	8	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Release independent claims over original patent
1205	18	2205	8	** Release claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 400.00

**or number previously paid, if greater; For Releases, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity - Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,630	2254	785	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1458	110	2458	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or release)	
1502	480	2502	240	Design issue fee	
1503	680	2503	340	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	780	2809	395	Filing a submission after final rejection (37 CFR 1.128(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	780	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify):

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**SUBMITTED BY**Name (Print/Type) **BRIAN K. BUCHHEIT**

Registration No.

52,687

(Complete if applicable)

Telephone 561-653-5000

Signature

B. K. Buchheit

Date

JULY 26, 2005

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Application No. : 10/007,990
Applicant : Fischer, *et al.*
Filed : November 13, 2001
TC/A.U. : 2655
Examiner : Albertalli, Brian Louis
Docket No. : DE9-2000-0040 (269)

Confirmation No. : 7047

RECEIVED
CENTRAL FAX CENTER

JUL 26 2005

RESPONSE TO OFFICE ACTION

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The arguments presented herein are offered in response to the final office action
mailed May 23, 2005 (Office Action).

Claims as currently pending begin on page 2 of this submission.

Remarks/Arguments begin on page 10 of this submission.

07/27/2005 SFELEKE1 00000042 500951 10007990

01 FC:1201 400.00 DA

{PT280348;1}

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted via facsimile transmission to MAIL STOP AF,
Commissioner for Patents at 571-273-8300 on

26 July 2005
Date


Reg. No. 52,667
Brian K. Buchheit, Esquire